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 Attorney for Debtor(s)

**UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF CALIFORNIA**

In the Matter of:

**RICHARD MARTINES  
 DAWN MARTINES**

Debtors

Case No.19-12058-B-13F

DC No: NDK-1

Chapter 13

Date: January 13, 2021  
 Time: 9:30 AM  
 Dept: B  
 Ctrm: 13(5th Floor)  
 United States Bankruptcy Court  
 2500 Tulare Street  
 Fresno, California 93721-1318  
 Judge Rene' Lastreto

**EXHIBITS IN SUPPORT OF FEE APPLICATION**

Exhibit A: Fee Narrative	Pg. 2-3
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Exhibit C: Spreadsheet by Project	Pg. 8-11
Exhibit D: Fee Agreement	Pg. 12.

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**UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF CALIFORNIA FRESNO**

In re:

RICHARD MARTINES  
 DAWN MARTINES

Debtors.

Case No.:19-12058-B-13F

DC No: NDK-1

Chapter 13

FEE NARRATIVE

DATE: January 13, 2021

TIME: 9:30 AM

CTRM: 13(5th Floor)

United States Bankruptcy Court

2500 Tulare Street

Fresno, California 93721-1318

JUDGE: René Lastreto

**Fee Narrative**

The Debtors, Richard and Dawn Martines, filed for bankruptcy protection under Chapter 13 of Title 11 of the United States Code on May 14, 2019. This case was taken by our firm on an hourly basis because it was clear from the beginning that this would not be an ordinary Chapter 13 case.

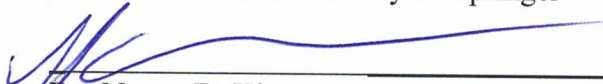
The Debtors were above-median income; however, their expenses were not typical of your average Chapter 13 family. Additionally, the Debtors had exempt property that was not normally seen in a Chapter 13 case. The Debtor's acknowledged that one or both of these issues could cause the Trustee to object in order to increase the distribution to the unsecured creditors.

1 To date our firm has spent a substantial amount of time calculating plans, the means test,  
2 and the Debtors' exemptions

3 Based on the work performed thus far, Attorney for the Debtors believes that an initial  
4 fee application totaling \$14,005.00 was justified by the amount of work done.  
5

6  
7 Dated: November 25, 2020

The Law Office of Timothy C. Springer

8   
9 By: Nancy D. Klepac, Esq.  
10 Attorneys for Debtors  
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Itemized by date

**LAW OFFICES OF TIMOTHY C. SPRINGER**

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Fresno, California 93705

Telephone: (559) 225-3622

Facsimile: (559) 225-3459

10/8/2020

**RE: Martines**

United States Bankruptcy Court, Eastern District of California, Fresno

DATE	OPERATOR	TIME (hr)	Rate (Hourly)	TASK	Task Group
8/2/17	TCS	1	\$350.00	Initial Discussion with Client	Consultation and Fact Gathering
10/18/18	TCS	0.5	\$350.00	Review Client situation	Consultation and Fact Gathering
1/17/19	NDK	0.1	\$350.00	E-mail with Client	Consultation and Fact Gathering
4/18/19	TCS	1.3	\$350.00	Review Client situation	Independent Verification of Information
5/6/19	TCS	0.2	\$350.00	Prepare Ch 13 Contract	Consultation and Fact Gathering
5/7/19	OA	1.6	\$150.00	Prepare new client folder, consultation agreement, and other initial documents; Data Entry for Voluntary Petition, Schedules	Consultation and Fact Gathering
5/10/19	NDK	1.8	\$350.00	Research Client information	Independent Verification of Information
5/12/19	NDK	1.3	\$350.00	Review Case and all documents already submitted	Independent Verification of Information
5/12/19	NDK	2.4	\$350.00	Case Spreadsheet	Preparation of Voluntary Petition, Schedules and Statements
5/14/19	TCS	0.5	\$350.00	File Case	Preparation of Voluntary Petition, Schedules and Statements
5/16/19	OA	0.4	\$150.00	Review all documents and Transmit to Trustee	Preparation of Voluntary Petition, Schedules and Statements
5/30/19	NDK	1.9	\$350.00	Meet with Clients	Plan, Hearings, Objections

EXHIBIT B-1



6/25/19	NDK	0.9	\$350.00	Attend 341 meeting	Plan, Hearings, Objections
6/26/19	NDK	0.7	\$350.00	Revise 122C	Plan, Hearings, Objections
6/26/19	NDK	0.6	\$350.00	Revise Income Expenses	Plan, Hearings, Objections
6/26/19	TCS	0.4	\$350.00	Review Objection to Confirmation	MHM-1
6/27/19	TCS	0.4	\$350.00	Respond Objection to Confirmation	MHM-1
6/27/19	NDK	0.2	\$350.00	File Amendments	Plan, Hearings, Objections
6/28/19	NDK	0.2	\$350.00	Review Motion to Dismiss	MHM-2
6/28/19	NDK	1.6	\$350.00	Prepare response MTD	MHM-2
7/3/19	NDK	0.4	\$350.00	Respond to Motion to Dismiss	MHM-2
7/3/19	OA	0.4	\$150.00	Serve Response	MHM-2
7/12/19	NDK	0.1	\$350.00	Withdrawal	MHM-2
7/19/19	NDK	0.5	\$350.00	Hearing	MHM-1
7/30/19	NDK	0.4	\$350.00	Respond to Objection to Exemptions	MHM-3
7/30/19	OA	0.2	\$150.00	Serve Response	MHM-3
7/31/19	NDK	0.8	\$350.00	OST	MHM-3
7/31/19	NDK	0.2	\$350.00	Proposed Order	MHM-3
8/3/19	NDK	1.1	\$350.00	Prepare Modification Documents	1st Modified Plan, Motions, Objections
8/3/19	NDK	0.9	\$350.00	Revise 122C	1st Modified Plan, Motions, Objections
8/3/19	NDK	1.1	\$350.00	Revise Income Expenses and Plan	1st Modified Plan, Motions, Objections
8/11/19	OA	0.4	\$150.00	Finalize File and Serve 1st Mod	1st Modified Plan, Motions, Objections
8/15/19	NDK	0.1	\$350.00	Review Disposition	MHM-1
9/9/19	NDK	0.1	\$350.00	Review Disposition	MHM-3
10/3/19	NDK	0.4	\$350.00	Respond to Motion to Dismiss	MHM-4
10/3/19	OA	0.2	\$150.00	Serve Response	MHM-4
10/18/19	NDK	0.1	\$350.00	Amend Notice	1st Modified Plan, Motions, Objections
10/22/19	NDK	0.1	\$350.00	Review Objection	MHM-5
10/23/19	NDK	0.2	\$350.00	Review Opposition	1st Modified Plan, Motions, Objections
11/25/19	NDK	1.3	\$350.00	Discussions with Client	Stay Violation
11/7/19	NDK	0.4	\$350.00	Respond to Objection to Exemptions	MHM-5

EXHIBIT B-2



11/7/19	OA	0.2	\$150.00	Serve Response	MHM-5
11/12/19	NDK	0.1	\$350.00	Discussions with Trustee	MHM-5
11/12/19	NDK	0.1	\$350.00	E-mail With Trustee	MHM-4
11/14/19	NDK	0.3	\$350.00	Hearing on Plan	1st Modified Plan, Motions, Objections
11/14/19	NDK	0.4	\$350.00	Hearing on Exemptions	MHM-4
11/22/19	NDK	0.4	\$350.00	Letter to Client	1st Modified Plan, Motions, Objections
11/22/19	NDK	0.2	\$350.00	E-mail With Trustee	MHM-4
11/22/19	NDK	0.5	\$350.00	Hearing	MHM-5
11/25/19	NDK	1.1	\$350.00	Prepare Modification Documents	2nd Modified Plan, Motions, Objections
11/25/19	NDK	0.4	\$350.00	Revise 122C	2nd Modified Plan, Motions, Objections
11/25/19	NDK	1.2	\$350.00	Revise Income Expenses and Plan	2nd Modified Plan, Motions, Objections
11/25/19	NDK	0.5	\$350.00	Discussions with Creditor	Stay Violation
11/27/19	OA	0.2	\$150.00	File Amended Exemptions	2nd Modified Plan, Motions, Objections
11/27/19	NDK	0.3	\$350.00	Reply to MTD	MHM-4
12/2/19	NDK	0.1	\$350.00	E-mail With Trustee	MHM-5
12/3/19	OA	0.3	\$150.00	Finalize File and Serve	2nd Modified Plan, Motions, Objections
12/3/19	OA	0.1	\$150.00	File Amended Exemptions	MHM-4
12/6/19	NDK	0.1	\$350.00	E-Mail With Trustee	2nd Modified Plan, Motions, Objections
12/12/19	NDK	0.1	\$350.00	Review OCP	2nd Modified Plan, Motions, Objections
12/13/19	NDK	0.5	\$350.00	Attend Hearings	MHM-4
1/13/20	NDK	0.8	\$350.00	Settlement Discussion	Stay Violation
1/16/20	NDK	0.1	\$350.00	Review Hearing Disposition	MHM-5
1/16/20	NDK	1.8	\$350.00	Discussions with Client	Stay Violation
1/16/20	NDK	0.3	\$350.00	Hearing on MTD	MHM-4
1/21/20	NDK	0.1	\$350.00	E-Mail With Trustee	MHM-5
2/1/20	NDK	0.2	\$350.00	Discussions with Trustee	MHM-5
2/12/20	NDK	0.5	\$350.00	Review and Sign approval of Settlement	Stay Violation
2/12/20	NDK	0.1	\$350.00	OCP	2nd Modified Plan, Motions, Objections
2/12/20	NDK	0.5	\$350.00	Hearing on Settlement	Stay Violation

EXHIBIT B-3

2/27/20	NDK	0.3	\$350.00	Discussions with Creditor	Stay Violation
3/24/20	NDK	0.6	\$350.00	Review notice of filed claims	Preparation of Voluntary Petition, Schedules and Statements
7/15/20	NDK	0.2	\$350.00	Hearing on Settlement	Stay Violation
10/8/20	NDK	2.3	\$350.00	Fee Application	Fee Application

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**BILLING TOTALS**

	Hours	Rate	TOTAL
Atty	38.30	\$ 350.00 p/hr	\$13,405.00
OA	4.00	\$ 150.00 p/hr	\$600.00
TOTAL	42.30		\$14,005.00



Itemized by project/task

DATE	OPERA TOR	TIME (hr)	Rate (Hourly)	TASK	Task Group
8/3/19	NDK	1.1	\$350.00	Prepare Modification Documents	1st Mod Plan,
8/3/19	NDK	0.9	\$350.00	Revise 122C	1st Mod Plan,
8/3/19	NDK	1.1	\$350.00	Revise Income Expenses and Plan	1st Mod Plan,
8/11/19	OA	0.4	\$150.00	Finalize File and Serve 1st Mod	1st Mod Plan,
10/18/19	NDK	0.1	\$350.00	Amend Notice	1st Mod Plan,
10/23/19	NDK	0.2	\$350.00	Review Opposition	1st Mod Plan,
11/14/19	NDK	0.3	\$350.00	Hearing on Plan	1st Mod Plan,
11/22/19	NDK	0.4	\$350.00	Letter to Client	1st Mod Plan,

TCS

0

\$0.00

NDK

4.1

\$1,435.00

OA

0.4

\$60.00

Sum

4.5\$1,495.00

11/25/19	NDK	1.1	\$350.00	Prepare Modification Documents	2nd Mod Plan,
11/25/19	NDK	0.4	\$350.00	Revise 122C	2nd Mod Plan,
11/25/19	NDK	1.2	\$350.00	Revise Income Expenses and Plan	2nd Mod Plan,
11/27/19	OA	0.2	\$150.00	File Amended Exemptions	2nd Mod Plan,
12/3/19	OA	0.3	\$150.00	Finalize File and Serve	2nd Mod Plan,
12/6/19	NDK	0.1	\$350.00	E-Mail With Trustee	2nd Mod Plan,
12/12/19	NDK	0.1	\$350.00	Review OCP	2nd Mod Plan,
2/12/20	NDK	0.1	\$350.00	OCP	2nd Mod Plan,

TCS

0

\$0.00

NDK

3

\$1,050.00

OA

0.5

\$75.00

Sum

3.5\$1,125.00

8/2/17	TCS	1	\$350.00	Initial Discussion with Client	Consultation and
10/18/18	TCS	0.5	\$350.00	Review Client situation	Consultation and
1/17/19	NDK	0.1	\$350.00	E-mail with Client	Consultation and
5/6/19	TCS	0.2	\$350.00	Prepare Ch 13 Contract	Consultation and
5/7/19	OA	1.6	\$150.00	Prepare folder and other initial documents; Data Entry for Voluntary Petition, Schedules	Consultation and Fact Gathering

TCS

1.7

\$595.00

NDK

0.1

\$35.00

OA

1.6

\$240.00

Sum

3.4\$870.00EXHIBIT C-1



5/12/19	NDK	2.4	\$350.00	Case Spreadsheet	Prep of Vol Petition,
5/14/19	TCS	0.5	\$350.00	File Case	Prep of Vol Petition,
5/16/19	OA	0.4	\$150.00	Review all documents and Transmit	Prep of Vol Petition,
3/24/20	NDK	0.6	\$350.00	Review notice of filed claims	Prep of Vol Petition,

<b>TCS</b>	0.5	\$175.00
<b>NDK</b>	3	\$1,050.00
<b>OA</b>	0.4	\$60.00
<b>Sum</b>	<u>3.9</u>	<b><u>\$1,285.00</u></b>

4/18/19	TCS	1.3	\$350.00	Review Client situation	Independent
5/10/19	NDK	1.8	\$350.00	Research Client information	Independent
5/12/19	NDK	1.3	\$350.00	Review Case and all documents	Independent

<b>TCS</b>	1.3	\$455.00
<b>NDK</b>	3.1	\$1,085.00
<b>OA</b>	0	\$0.00
<b>Sum</b>	<u>4.4</u>	<b><u>\$1,540.00</u></b>

5/30/19	NDK	1.9	\$350.00	Meet with Clients	Plan, Hearings,
6/25/19	NDK	0.9	\$350.00	Attend 341 meeting	Plan, Hearings,
6/26/19	NDK	0.7	\$350.00	Revise 122C	Plan, Hearings,
6/26/19	NDK	0.6	\$350.00	Revise Income Expenses	Plan, Hearings,
6/27/19	NDK	0.2	\$350.00	File Amendments	Plan, Hearings,

<b>TCS</b>	0	\$0.00
<b>NDK</b>	4.3	\$1,505.00
<b>OA</b>	0	\$0.00
<b>Sum</b>	<u>4.3</u>	<b><u>\$1,505.00</u></b>

11/25/19	NDK	1.3	\$350.00	Discussions with Client	Stay Violation
11/25/19	NDK	0.5	\$350.00	Discussions with Creditor	Stay Violation
1/13/20	NDK	0.8	\$350.00	Settlement Discussion	Stay Violation
1/16/20	NDK	1.8	\$350.00	Discussions with Client	Stay Violation
2/12/20	NDK	0.5	\$350.00	Review and Sign approval of	Stay Violation
2/12/20	NDK	0.5	\$350.00	Hearing on Settlement	Stay Violation
2/27/20	NDK	0.3	\$350.00	Discussions with Creditor	Stay Violation
7/15/20	NDK	0.2	\$350.00	Hearing on Settlement	Stay Violation

<b>TCS</b>	0	\$0.00
<b>NDK</b>	5.9	\$2,065.00
<b>OA</b>	0	\$0.00
<b>Sum</b>	<u>5.9</u>	<b><u>\$2,065.00</u></b>

EXHIBIT C-2

6/26/19	TCS	0.4	\$350.00	Review Objection to Confirmation	MHM-1
6/27/19	TCS	0.4	\$350.00	Respond Objection to Confirmation	MHM-1
7/19/19	NDK	0.5	\$350.00	Hearing	MHM-1
8/15/19	NDK	0.1	\$350.00	Review Disposition	MHM-1

<b>TCS</b>	0.8	\$280.00	
<b>NDK</b>	0.6	\$210.00	
<b>OA</b>	0	<u>\$0.00</u>	
<b>Sum</b>	<u>1.4</u>		<b><u>\$490.00</u></b>

6/28/19	NDK	0.2	\$350.00	Review Motion to Dismiss	MHM-2
6/28/19	NDK	1.6	\$350.00	Prepare response MTD	MHM-2
7/3/19	NDK	0.4	\$350.00	Respond to Motion to Dismiss	MHM-2
7/3/19	OA	0.4	\$150.00	Serve Response	MHM-2
7/12/19	NDK	0.1	\$350.00	Withdrawal	MHM-2

<b>TCS</b>	0	\$0.00	
<b>NDK</b>	2.3	\$805.00	
<b>OA</b>	0.4	<u>\$60.00</u>	
<b>Sum</b>	<u>2.7</u>		<b><u>\$865.00</u></b>

7/30/19	NDK	0.4	\$350.00	Respond to Objection to Exemptions	MHM-3
7/30/19	OA	0.2	\$150.00	Serve Response	MHM-3
7/31/19	NDK	0.8	\$350.00	OST	MHM-3
7/31/19	NDK	0.2	\$350.00	Proposed Order	MHM-3
9/9/19	NDK	0.1	\$350.00	Review Disposition	MHM-3

<b>TCS</b>	0	\$0.00	
<b>NDK</b>	1.5	\$525.00	
<b>OA</b>	0.2	<u>\$30.00</u>	
<b>Sum</b>	<u>1.7</u>		<b><u>\$555.00</u></b>

10/3/19	NDK	0.4	\$350.00	Respond to Motion to Dismiss	MHM-4
10/3/19	OA	0.2	\$150.00	Serve Response	MHM-4
11/12/19	NDK	0.1	\$350.00	E-mail With Trustee	MHM-4
11/14/19	NDK	0.4	\$350.00	Hearing on Exemptions	MHM-4
11/22/19	NDK	0.2	\$350.00	E-mail With Trustee	MHM-4
11/27/19	NDK	0.3	\$350.00	Reply to MTD	MHM-4
12/3/19	OA	0.1	\$150.00	File Amended Exemptions	MHM-4
12/13/19	NDK	0.5	\$350.00	Attend Hearings	MHM-4
1/16/20	NDK	0.3	\$350.00	Hearing on MTD	MHM-4

<b>TCS</b>	0	\$0.00	
<b>NDK</b>	2.2	\$770.00	
<b>OA</b>	0.3	<u>\$45.00</u>	
<b>Sum</b>	<u>2.5</u>		<b><u>\$815.00</u></b>

EXHIBIT C-3



DATE	OPERA TOR	TIME (hr)	Rate (Hourly)	TASK	Task Group
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10/22/19	NDK	0.1	\$350.00	Review Objection	MHM-5
11/7/19	NDK	0.4	\$350.00	Respond to Objection to Exemptions	MHM-5
11/7/19	OA	0.2	\$150.00	Serve Response	MHM-5
11/12/19	NDK	0.1	\$350.00	Discussions with Trustee	MHM-5
11/22/19	NDK	0.5	\$350.00	Hearing	MHM-5
12/2/19	NDK	0.1	\$350.00	E-mail With Trustee	MHM-5
1/16/20	NDK	0.1	\$350.00	Review Hearing Disposition	MHM-5
1/21/20	NDK	0.1	\$350.00	E-Mail With Trustee	MHM-5
2/1/20	NDK	0.2	\$350.00	Discussions with Trustee	MHM-5

TCS	0	\$0.00
NDK	1.6	\$560.00
OA	0.2	\$30.00
Sum	1.8	<u>\$590.00</u>

10/8/20	NDK	2.3	\$350.00	Fee Application	Fee Application
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TCS	0	\$0.00
NDK	2.3	\$805.00
OA	0	\$0.00
Sum	2.3	<u>\$805.00</u>

Total:	42.3	\$14,005.00
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EXHIBIT C-4

pg. 11

**1**

Timothy C. Springer, Esq. #207229  
**Nancy D. Klepac, Esq. #253896**  
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Fresno, CA 93705  
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Facsimile: (559) 225-3459

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA FRESNO**

In re:

RICHARD MARTINES  
DAWN MARTINES

Debtors.

Case No.: 19-12058-B-13F

DC No: NDK-1

Chapter 13

CLIENT APPROVAL OF FEE APPLICATION

☒ INTERIM APPLICATION☐ FINAL APPLICATION

I, RICHARD MARTINES, am a debtor in the above-entitled matter. I have read the fee application of The Law Office of Timothy C. Springer and approve the same.

I, DAWN MARTINES, am a debtor in the above-entitled matter. I have read the fee application of The Law Office of Timothy C. Springer and approve the same.

  
Debtor  
Date

11/5/2020

  
Debtor  
Date

11/5/2020

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Fee Application Client Approval EDC Fresno (Version 2.0 8-9-2013)

**EXHIBIT D-1**

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